IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

FRIDAY, THE 30TH NOVEMBER 2007 / 9TH AGRAHAYANA 1929

WP(C).No. 34557 of 2007(L)

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PETITIONER:

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SAEED ABOOBACKER,
SYRAAB, ANDAMUKKAM, KOLLAM DISTRICT.

BY ADV. SRI.M.P.ASHOK KUMAR

RESPONDENTS:

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CORPORATION OF KOLLAM,
KOLLAM DISTRICT, REPRESENTED BY ITS SECRETARY.

BY ADV.MR.M.K.CNANDRAMOHAN DAS

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 30/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

**PIUS C. KURIAKOSE,J.**

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W.P.(C) No.34557 of 2007

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Dated: 30th November, 2007

**JUDGMENT**

Ext.P3 under challenge in this Writ Petition is only a provisional order. The petitioner has already filed objections to the same. Under these circumstances, in my view, it is not necessary that this court examines the merits of the grounds raised. The respondent-Corporation is directed to finalise the issue covered by Ext.P3 taking into account the objections filed by the petitioner to Ext.P3 and after hearing the petitioner. The circumstance that the petitioner wants to file an application for regularisation of the construction (Ext.P5) will also be taken into account by the respondent-Corporation while finalising the issue. Once the issue is finalised, orders passed will be communicated to the petitioner. Till the expiry of 10 days from the day final orders are communicated to the petitioner, all action in pursuance to Ext.P3 and the proposed final order will be kept in abeyance by the respondent-Corporation. The Writ Petition is disposed of as above.

srd **PIUS C.KURIAKOSE, JUDGE**